

The Gazette of India



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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 17th May 1958 :—

Issue No.	No. and date	Issued by	Subject
68	G. S. R. 372, dated the 13th May 1958.	Ministry of Finance	Draft of the Customs and Central Excise Duties Drawback (Confectionery) Rules, 1958.
69	G.S.R. 395, dated the 14th May 1958.	Ministry of Food and Agriculture.	Amendment made in the Amritsar and Gurdaspur Districts Rice (Export Control) Order, 1957.
70	G.S.R. 396, dated the 17th May 1958.	Ministry of Finance.	Amendment made in the Customs and Excise Duties Drawback (Art Silk) Rules, 1957.

Copies of the Gazettes, Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (1)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF HOME AFFAIRS

New Delhi, the 13th May 1958

G.S.R. 400.—In pursuance of sub-rule (1) of rule 16 of the All India Services (Leave) Rules, 1955, the Central Government after consultation with the State

Governments concerned hereby makes the following amendments in the All India Services (Special Disability Leave) Regulations, 1957, namely:—

Amendments

In regulation 3 of the said regulations,

(a) in sub-regulation (1),

(i) for the words "an injury" occurring in clause (i), the words "a disability" shall be substituted; and

(ii) for the word "disabled" occurring in clause (ii), the words "who suffers the disability" shall be substituted;

(b) in sub-regulation (3), for the words "is disabled" the words "suffers a disability" shall be substituted.

[No. 13/54/57-AIS(III).]

New Delhi, the 14th May 1958

G.S.R. 401.—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby makes the following amendments in the All India Services (Provident Fund) Rules, 1955:—

Amendments

In clause (a) of sub-rule (1) of rule 10 of the said Rules,—

(i) before the proviso, the following sub-clauses shall be inserted, namely:—

"(iv) to meet the cost of any legal proceedings instituted by the subscriber for vindicating his position in regard to any allegations made against him in respect of any act done or purporting to be done by him in the discharge of his official duty, the advance in this case being available in addition to any advance admissible for the same purpose from any other Government source;

(v) to meet the cost of his defence when he is prosecuted by Government in any court in respect of any alleged official misconduct:";

(ii) after the proviso, the following proviso shall be inserted, namely:—

"Provided that the advance under sub-clause (iv) or sub-clause (v) shall not be admissible to a subscriber who institutes legal proceedings in any court either in respect of any matter unconnected with his official duty or against Government in respect of any condition of service or penalty imposed on him."

[No. 13/9/58-AIS(III)-A.]

G.S.R. 402.—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), in its application to members of the Indian Police Service, who before becoming such members were members of the Indian Police the Central Government, after consultation with the Governments of the States concerned, hereby makes the following amendments in the Secretary of State's Services (General Provident Fund) Rules.

Amendments

In clause (a) of sub-rule (1) of rule 8 of the said Rules,—

(i) before the proviso, the following sub-clauses shall be inserted, namely:—

"(iv) to meet the cost of any legal proceedings instituted by the subscriber for vindicating his position in regard to any allegations made against him in respect of any act done or purporting to be done by him in the discharge of his official duty, the advance in this case being available in addition to any advance admissible for the same purpose from any other Government source;

(v) to meet the cost of his defence when he is prosecuted by Government in any court in respect of any alleged official misconduct:";

(ii) after the proviso, the following proviso shall be inserted, namely:—

“Provided that the advance under sub-clause (iv) or sub-clause (v) shall not be admissible to a subscriber who institutes legal proceedings in any court either in respect of any matter unconnected with his official duty or against Government in respect of any condition of service or penalty imposed on him.”.

[No. 13/9/53-AIS(III)-B.]

S. P. MUKERJEE, Under Secy.

New Delhi, the 15th May 1958

G.S.R. 403.—In pursuance of Clause (22) of Article 366 of the Constitution of India, the President is pleased to recognise Darbar Shri Amiruddinkhanji Kamaluddinkhanji, as the Chief of Vanod with effect from the 2nd January 1958 in succession to his late brother Darbar Shri Husenmahmadkhanji.

[No. F.3/1/58-Poll.III.]

V. VISWANATHAN, Secy.

MINISTRY OF TRANSPORT AND COMMUNICATIONS

(Department of Transport)

(Roads Wing)

New Delhi, the 13th May 1958

G.S.R. 404.—In pursuance of sub-rule (1) of Rule 48 of Order XXI of the First Schedule to the Code of Civil Procedure, 1908 (Act V of 1908), the Central Government hereby appoints the officers specified in column (1) of the table below as officers to whom notices of orders attaching the salaries and allowances of the officers specified in the corresponding entries in column (2) of the said table shall be sent.

TABLE

Office to whom notice should be sent	Officers whose salaries and allowances are attached
1	2
Consulting Engineer (Road Development) & Joint Secretary, Department of Transport (Roads Wing)	Gazetted Officers in the Department of Transport (Roads Wing) of the Ministry of Transport & Communications.
Under Secretary (Administration), Department of Transport (Roads Wing)	Non-Gazetted Officers in the Department of Transport (Roads Wing) of the Ministry of Transport & Communications.

2. This supersedes the Ministry of Transport (Roads Wing) Notification No. S.R.O. 2299, dated the 5th October, 1956, published in Part II, Section 3 of the Gazette of India, dated the 13th October, 1956.

[No. A-23(71)/58.]

H. P. SINHA, Jt. Secy.

MINISTRY OF IRRIGATION AND POWER

CORRIGENDUM

New Delhi, the 10th May 1958

G.S.R. 405.—In the Ministry of Irrigation and Power Notification No. EL-III-44(176), dated the 13th January, 1958, regarding application of the provisions of the Contributory Provident Funds Act, 1925 (XIX of 1925), to the

Provident Fund established for the benefit of the employees of the Delhi State Electricity Board, the following amendment shall be made:—

For the words and figures "sub-section (3) of Section 4", substitute the words and figures "sub-section (3) of Section 8".

[No. EL-III-44(176).J

N. S. VASANT,
Officer on Special Duty.

MINISTRY OF WORKS, HOUSING AND SUPPLY

(Central Boilers Board)

New Delhi, the 15th May 1958

G.S.R. 406.—The following draft of certain further amendments to the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 30th June 1958.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified above will be considered by the Central Boilers Board. Such objection or suggestion should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendments

In the said Regulations,—

(1) for sub-regulation (b) of regulation 154, the following sub-regulation shall be substituted, namely:—

"(b) Each piece prior to being fitted in place shall be subjected to hydraulic test to one-and-a-half times the maximum permissible working pressure of the boiler into which it is to be fitted;"

(2) for regulation 268, the following regulation shall be substituted, namely:—

"268. Each drum on completion of all welding and after heat treatment shall be subjected to a hydraulic test pressure of one-and-a-half times the boiler drum maximum permissible working pressure. This pressure shall be maintained for a length of time sufficient to enable an inspection to be made of all seams and connections but for not less than half an hour. While the pressure is applied, the Inspecting Authority may, at its discretion, call for a thorough hammer test throughout the length of the welds, care being taken to avoid damage to the surface of the plates. In the case of drums of 'Composite' construction, e.g., part riveted and part welded seams or seamless forged drum shells with ends attached by fusion welding, the test pressure shall be the same as that prescribed for fusion welded drum.

Should the hydraulic test reveal any defect in the welded seam it shall not be repaired unless agreed to by the Inspecting Authority.

On completion of agreed repairs to a drum which has previously been stress relieved by heat treatment, this treatment, if required by the Inspecting Authority, shall be repeated and the drums shall again be subjected to the hydraulic test;"

(3) for clause (a) of Regulation 379, the following clause shall be substituted, namely:—

"(a) Subject to the limitation in the test pressure prescribed in Regulation 268 for water tube boilers of fusion welded and composite constructions, and to the provisions of sub-regulation (e) of Regulation 381, every boiler shall be hydraulically tested in the presence of an Inspector to not less than twice the approved working pressure or one-and-a-half times the approved working pressure plus 50 pounds per square inch, whichever is less."

[No. S&PII/BL-20(15)57-PT.I.]

New Delhi, the 17th May 1958

G.S.R. 407.—In exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923), the Central Boilers Board hereby makes the following further amendments in the Indian Boiler Regulations, 1930, the same having been previously published as required by sub-section (1) of section 31 of the said Act, namely:—

In the said Regulations, in regulation 293, after clause (b), the following clause shall be inserted, namely:—

“(c) In the case of waste heat boilers, where the evaporation per square foot of heating surface is certified by the manufacturers to be less than 6 pounds, the minimum safety valve area may be calculated on the basis of the actual maximum evaporation of the boiler.”

[No. S&P.II/BL-20(32)/56.]

CORRIGENDUM

New Delhi, the 16th May 1958

G.S.R. 408.—In the notification of the Government of India in the Ministry of Works, Housing and Supply No. GSR 54, dated the 10th February, 1958 published at pages 47 to 53 of Part II, Section 3(1) of the Gazette of India, dated the 22nd February, 1958,—

in column B of the Table showing Distances, the words “factory; river wall” between the words “gurdwara, other places of workshop,” shall be deleted.

[No. S&PII-3(1)58.]

M. N. KALE, Under Secy.

MINISTRY OF EDUCATION

New Delhi, the 9th May 1958

G.S.R. 409.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby directs that recruitment to the following Class II (non-gazetted) and Class III posts in the Ministry of Education shall be in accordance with the provisions in the Schedules I and II annexed hereto:—

1. Production Assistant (Audio Visual Education Journal).
2. Technical Assistant.
3. Statistical Assistant.
4. Sales Assistant.
5. Research Assistant (Junior).
6. Punch Operator.
7. Bibliographer.
8. Telephone Operator.
9. Commentator.
10. Computer.

SCHEDULE

Recruitment Rules for the Post of Production Assistant

Name of post	No. of posts	Classification	Scale of pay	Whether selection post or Non-selection post	Age limit for direct recruits	Duties
1	2	3	4	5	6	7
Production Assistant Audio-Visual Education Journal.	One	G.C.S. Class II (non-gazetted and non-ministerial,	Rs. 250— 10—300— EB—15— 450—25/2 —500.	Not applicable.	Below 35 years relaxable in the case of SC/ST, displaced persons and other special categories in accordance with the general orders of the Govt. of India issued from time to time.	Collection of material, writing, editing, compilation, proof reading, production & press liaison work in connection with the Audio-Visual Education Journal issued by the Ministry of Education.

I

Visual Education Journal, in the Ministry of Education.

Educational and other qualifications required	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/transfer grades from which promotion to be made	If a DPC exists what is its composition	Circumstances in which UPSC is to be consulted in making recruitment
8	9	10	11	12	13	14
ESSENTIAL						
(i) A degree of a recognised University.	Not applicable.	One year	By direct recruitment.	Not applicable.	Not applicable.	For direct recruitment.
(ii) Two years experience of editing, reporting etc., in a periodical, journal or an English daily newspaper.						
DESIRABLE						
Experience in Audio-Visual Educational techniques.						

SCHEDULE

Recruitment Rules for Technical Assistants

Name of post	Its classifica- tion, whether gazetted or non-gazetted & whether Ministerial or non-minis- terial	Scale of pay	Duties	Num- ber of posts	Percentage of posts to be filled by			
					Direct recruit- ment	Promotion By elec- tion	Senio- rity- cum- fit- ness	Trans- fer
1	2	3	4	5	6	7	8	9
Technical Assi- stants (Ordinary Grade).	Class III non-gazetted and non-Ministerial.	Rs. 160— 10—330.	To assist in the technical work of examining, compiling and collating material relating to educational schemes and in attending to correspondence in this regard. The duties may vary from Section to Section, depending on the particular type of work allotted to the Section.	74	100%	Nil.	Nil.	Nil.

II

etc. in the Ministry of Education

For direct recruitment only			For promotion/transfer only		
Age limits	Educational and other qualifications required	Period of probation if any	Whether age & educational qualifications prescribed for direct recruitment will apply in case of appointment by promotion/transfer	Grades sources from which promotion transfers are to be made.	Composition of D.P.C.
10	11	12	13	14	15
Not more than 30 years, relaxable in the case of Scheduled Castes/Scheduled Tribes candidates, displaced persons and other special categories in accordance with the orders issued by the Government of India from time to time	<p>ESSENTIAL 1st Class B.A./ B.Sc./B.E. or equivalent OR 2nd Class M.A./ M. Sc./ or equivalent.</p> <p>DESIRABLE 1. Government office experience or teaching experience in a recognised institution for 2 years. 2. For Specialists posts in this grade special qualifications to be laid down as may be necessary.</p>	One year.	Does not arise, as appointment to the posts will not be by promotion/transfer.	Does not arise as the posts are not promotion posts. There will, however, be a Selection Committee, consisting of the following. (i) Deputy Secretary (Administration) as Chairman. (ii) Divisional Head concerned or his nominee. (iii) One Deputy Educational Adviser nominated by Secretary, Ministry of Education. (iv) Under Secretary (Administration) as non-member Secretary.	

1	2	3	4	5	6	7	8	9
Statistical Assistant.	As- Class III non-gazetted and non-ministerial.	Rs. 160—10 —300—EB —15—450.	Scrutiny & reconciliation of educational returns from different sources. Interpretation of educational data. Drafting of educational reports and preparation of statistical publications.	16	80%	20%	Nil	Nil
Sales Assistant.	Class III non-gazetted, non-ministerial.	Rs. 250—10 —350.	Incharge of Management Wing of the Publications Division. To maintain all accounts in respect of customers of the casual Sales Depot, maintain cash accounts, V. P. Ps. accounts. To sell, to send publications for displaying & sale at exhibitions.	1	100%	(Not applicable)		

10	11	12	13	14	15
Not more than 30 years, relaxable in case of Scheduled Castes/ Scheduled Tribes, displaced persons and other special categories in accordance with the orders issued by the Govt. of India from time to time.	<p><i>Essential</i></p> <p>2nd Class Hons. Degree of 3 yrs course or 2nd Class Master's Degree in Statistics, Mathematics or Economics.</p> <p><i>Desirable.</i></p> <p>Training in Statistics and experience of collection and interpretation of Statistical data on education either at a recognised educational institute or in a Govt. Department or teaching experience in a recognised institute.</p>	One year	No age limits for departmental candidates. The qualifications prescribed for direct recruits will be treated as relaxed in case of permanent and quasi-permanent Computers only.	Computers in the Statistical Section of the Ministry of Education.	<p><i>Ad hoc</i> Selection Committee consisting of :</p> <p>(i) Deputy Secretary (Administration)—Chairman.</p> <p>(ii) Divisional Head-Member.</p> <p>(iii) Under Secretary (Administration)—Non-member Secretary of the Committee.</p> <p>(iv) One Officer of the Ministry with requisite qualifications to be co-opted to assist the Committee.</p>
Below 35 years. Relaxable in the case of S.C./ S. T., Displaced persons and other special categories in accordance with the orders of the Govt. of India issued from time to time.	<p><i>Essential</i></p> <p>(i) M.A. 2nd Division.</p> <p>(ii) Five years Sales experience in a Govt. department or reputable public concern.</p> <p><i>Desirable.</i></p> <p>Knowledge of book-keeping and accountancy.</p>	One year.	(Does not arise)		

1	2	3	4	5	6	7	8	9
Research Assistant (Junior)	Class III non-gazetted, non-ministerial.	Rs. 160—10—330.	Work connected with the production of non-projected visual aids. (For schools)	1	100%	(Not applicable)		
Punch Operator.	Class III non-gazetted, non-ministerial.	Rs. 60—3—81—EB—4—125—5—130	Working on punching & Verifying Machines. Supervision of the consolidation of data through Hollerith Machines and checking of listing and tabulation of data, done by Hollerith Machines	1	100%	(Not applicable)		
Bibliographer .	Class III non-gazetted, non-ministerial.	Rs. 160—10—330	Compilation of a Hindi Bibliography on the various subjects.	1	100%	(Not applicable)		

10	11	12	13	14	15
Below 30 years relaxable in the case of S.C./S. T., displaced persons and other special categories in accordance with the orders of the Govt. of India issued from time to time.	<p><i>Essential</i></p> <p>(i) Master's degree or equivalent Honours degree or a first Class Bachelor degree.</p> <p>(ii) Training in audio-visual education or teaching experience.</p> <p><i>Desirable.</i></p> <p>Special knowledge or problems connected with audio-visual education.</p>	One year.	(Does not arise)		
Below 30 years relaxable in the case of S.C./S. T. /displaced persons and other special categories in accordance with the orders of the Govt. of India issued from time to time.	<p>(i) Matriculation or equivalent examination.</p> <p>(ii) Possessing a Punching Certificate.</p> <p>(iii) Possessing a speed of punching 100 cards (80 columns cards) per hour.</p>	One year.	(Does not arise)		
Not more than 30 years relaxable in case of S.C./S. T., displaced persons and other special categories in accordance with the orders of the Govt. of India issued from time to time.	<p><i>Essential</i></p> <p>At least a 2nd Class Graduate with either</p> <p>(i) Sanskrit as a full elective subject in B.A. plus Prabhakar or equivalent diploma in Hindi.</p> <p>OR</p> <p>(ii) Hindi as a full elective subject in B.A. plus Shastri or equivalent diploma in Sanskrit</p> <p><i>Desirable</i></p> <p>(i) Some experience of Research.</p> <p>(ii) Diploma in Library Science.</p> <p>(iii) Experience of Bibliographical work.</p>	One year.	(Does not arise)		

1	2	3	4	5	6	7	8	9
Telephone Operator.	Class III non-gazetted, non-ministerial	Rs. 60—3—81—EB—4—125—5—130.	To work in the the telephone Exchange.	3	100%	(Not applicable)		
Commentator.	Class III, non-gazetted, non-ministerial	Rs. 150—7—185—8—225.	(a) Making arrangements for audio visual programmes such as the demonstration of Educational films film-strips, maps, models etc. for the educational instructions & Social welfare organisations with the help of the Mobile Van. (b) Preparing synopsis, teaching notes, critical evaluation of films, film-strips etc. (c) Explaining & Commenting on the contents & significance of the films to be screened and of other modern audio visual aids. He/she should be able to talk, to the children & adult audiences in Hindi & English fluently.	1	100%	(Does not arise)		

10	11	12	13	14	15
Not more than 30 years relaxable in the case of S.C./S. T., displaced persons and other special categories, in accordance with the orders of the Govt. of India issued from time to time.	<i>Essential</i> (i) Matric or an equivalent qualification. (ii) Should have attended the regular training course of the P & T Department for telephone operators and qualified in it or should have 3 years experience as telephone operator.	One year		(Does not arise)	
Not more than 30 years relaxable in the case of S.C./S. T., displaced persons and other special categories in accordance with the orders of the Govt. of India issued from time to time.	<i>Essential</i> (a) A Bachelor's degree. (b) Teacher's Training Degree or diploma or at least 3 years teaching experience. <i>Desirable</i> (a) Practical experience in giving effective talks on the microphone & otherwise to children & adult audiences. (b) Experience in the preparation & use of audiovisual aid.	One year.		(Dose not arise)	

1	2	3	4	5	6	7	8	9
Computer.	Class III non-gazetted, non-ministerial	Rs. 80—5— 120—EB— 8—200—10/ 2—220.	Compilation of data & Computation of percentages averages, etc., with the help of Calcula- ting Machines	2	50%	50%	Nil	Nil

10	11	12	13	14	15
Not more than 30 years relaxable in the case of S.C./S.T., displaced persons and other special categories in accordance with orders of the Govt. of India issued from time to time.	<i>Essential</i> At least a 2nd Class Graduate with Mathematics, Economics, or Statistics. <i>Desirable</i> Graduate in Economics should have Mathematical background & aptitude for mathematical & computation work.	One year	No age limit for departmental candidates. The qualification prescribed for direct recruits will be treated as relaxed in case of permanent and quasi permanent Punch Operators only.	Punch Operator in the Statistical Section of the Ministry of Education.	Selection Committee consisting of :— (i) Deputy Secretary (Administration) <i>Chairman.</i> (ii) Divisional Head-member. (iii) Under Secretary (Administration) Non-member Secretary. (iv) One officer of the Minister with requisite qualifications to be co-opted to assist the Committee.

New Delhi, the

G.S.R. 410.—In exercise of the powers conferred by the proviso to article 309 **Testing Assistants, Laboratory Assistants, Drivers, Despatch Riders and Gestetner** try of Education shall be in accordance with the Schedule annexed hereto:

SCHE

Percentage of posts to be

Name of post	Its classifica- tion whether gazetted or non-gazetted & whether ministerial or non-ministerial	Scale of pay	Duties	Number of posts	Direct recruitment	By selection	Seniority- cum- fitness
1	2	3	4	5	6	7	8
Rs.							
Testing Assistant	Class III, non-gazetted, non-ministe- rial.	120—8—200 —10—300.	(a) Administra- tion of tests, etc. at the Central Bureau of Educational and Vocational Guidance and in Schools, sco- ring and tabu- lation of re- sults, (b) Assistance to Technical As- sistants in the Statistical treatment of data from test- ing and other experimental in- vestigations carried out in schools by the Counsellors. (c) Assistance to Counsellors in the (CBEVG) in the Admini- stration of tests etc. as part of the field project of guidance in school.	2	100%	(Not applicable)	

15th May 1958

of the Constitution, the President hereby directs that recruitment to the posts of Operators (Senior), which are in General Central Service Class III, in the Minis-
DULE

filled by		For direct recruitment only		For promotion/transfer only		
Transfe	Age limit	Educational and other qualifications required	Period of probation, if any	Whether age and educational qualifications prescribed for direct recruitment will apply in case of appointment by promotion/transfer	Grades/sources from which promotion/transfer is to be made	Composition of D.F.C
9	10	11	12	13	14	

Below 30 years relax-
able in the case of
S.C./S.T., displaced
persons and other
special categories in
accordance with
the general orders
issued from time to
time by the Go-
vernment.

ESSENTIAL

One year

(Does not arise)

- (i) M.A. II Class
in Psychology or
B.A. II Class, with
Psychology and B.
Ed.
(ii) Experience in the
administration of
Psychological test.

DESIRABLE

Working knowledge
of Hindi.

1	2	3	4	5	6	8
		Rs.				
Laboratory Assistant.	Class III, non-gazetted, non-ministerial.	60—4—120 —5—150.	(a) To look after the proper storage and maintenance of apparatus and tests; to carry out repairs of minor kind to the apparatus; to maintain stock list of tests apparatus and accessories. (b) To operate the films, film-strip projectors, epiviser, gramophone, and the tape recorder. (c) To keep the electrical and hand operated duplicating machines in good condition, to supervise duplicating work of the Central Bureau. (d) To maintain a register in which are kept the records of tests and apparatus, accessories, films and filmstrips lent to schools and guidance organisations.	1	100%	(Not applicable)
Driver	Class III Non-gazetted, non-ministerial.	60—5/2—75	Driving of Staff Cars and mobile cinema van of the Ministry.	4	By selection from among qualified Class IV employees of Ministry of Education falling within which by direct recruitment. The quota allotted to Scheduled Castes and Scheduled Tribes will be strictly given to them; if the quota cannot be filled by recruitment from among the Class IV Staff in this Ministry members of S. C., S. T. will be recruited from the Employment Exchange to make up their quota.	
Despatch Rider	Do.	55—3—85	Despatch of Dak on Scooter.	1	100 percent	(Not applicable)

9	10	11	12	13	14	15
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Below 30 years relaxable in the case of S.C./S.T., displaced persons and other special categories in accordance with the general orders issued from time to time by the Government.

ESSENTIAL

One year

(Does not arise)

(i) Inter Science Pass.

(ii) Experience in the handling of mechanical/electrical instruments.

DESIRABLE

Knowledge of type-writing.

Below 30 years relaxable in the case of S. C./S.T., displaced persons and other special categories in accordance with the general orders issued from time to time by the Government.

ESSENTIAL

One year

No. age limit for departmental candidates.

Must possess working knowledge of English or Hindi and a qualifying license for driving cars with at least 3 years experience in driving.

DESIRABLE

A pass in Middle Standard.

Selection Committee consisting of
(1) Deputy Secretary (Administration).

(2) Under Secretary (Administration)

(3) Administrative Officer to be co-opted.

Do.

ESSENTIAL

Do.

(Does not arise)

8th standard in English or Hindi and holder of driving licence.

DESIRABLE

A pass in Middle standard.

1	2	3	4	5	6	7	8
Getetner Operator (Senior)	Class III (Ministerial) Non-Gazetted	60-5/2-75	Operating of Getetner machine.	2	Nil.	..	100 per cent. Direct recruitment only of Departmental candidates are not found suitable.

9	10	11	12	13	14	15
..	<i>DESIRABLE</i>	Middle school standard.	One year	No	Gestetner Operator (Junior) in the Ministry of Education	Selection Committee consisting of (1) Deputy Secretary (Administration) (2) Under Secretary (Administration)
	A pass in middle Standard.					

[No. 14-25/58-A2.]

M. C. MINOCHA, Under Secy.

MINISTRY OF FINANCE**(Department of Revenue)****CUSTOMS AND CENTRAL EXCISES***New Delhi, the 24th May 1958*

G.S.R. 411.—The following draft of certain rules which the Central Government proposes to make in exercise of the powers conferred by section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, and in supersession of the Customs Duties Drawback (Cycle) Rules, 1957, is published as required by sub-section (3) of the said section 43B for the information of persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration on or after the 30th June, 1958.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT RULES

1. *Short title.*—These rules may be called the Customs and Central Excise Duties Drawback (Cycles) Rules, 1958.

2. *Definitions.*—In these rules, unless the context otherwise requires,—

(a) “duty-paid materials” mean—

(i) foreign materials imported on payment of customs duty, into India or the State of Pondicherry; and

(ii) materials manufactured in India or the State of Pondicherry and on which Central excise duty has been paid.

(b) “goods” means bicycles of any model manufactured in India or the State of Pondicherry and in the manufacture of which duty paid materials have been used;

(c) “refund” means drawback of import duty and rebate of central excise duty, on the duty-paid materials.

3. *Goods in respect of which refund may be paid.*—Subject to the provisions of the Acts and these rules, and subject also to such of the provisions of the Central Excise Rules, 1944 as may be applicable in this behalf a refund shall be allowed in respect of the duty-paid materials used in the manufacture of the goods exported from India or the State of Pondicherry.

4. *Rate of refund.*—(1) The refund admissible under these rules or the shipment of the goods shall be the average customs and excise duty paid on the duty-paid materials used in the manufacture of the goods.

(2) Such rate of refund shall be determined by the Central Government (hereinafter in this sub-rule referred to as the Government) at such intervals as the Government may consider necessary on the basis of information furnished by the manufacturer of the goods and verified by the Government, in respect of the customs and excise duty paid on the duty-paid materials during such period as in the opinion of the Government is relevant for the purpose.

5. *Manner of allowing refund.*—Refund shall be allowed on the export of the goods from any port in India or the State of Pondicherry subject to the conditions, namely, that the shipper shall—

(i) make a declaration on the relative shipping bill that a claim for refund is being made under these rules;

(ii) state the description, quantity and such other particulars as are necessary for the determination of the rate and amount of refund; and

(iii) furnish the Customs Collector with a copy of the shipment invoice or any other document giving details of the description, quantity and value of the goods under shipment.

6. *Powers of Customs Collector.*—For the purpose of these rules, the Customs Collector may require the shipper or the manufacturer of the goods to produce any books of accounts or other documents relating to the proportion and quantity of the duty-paid materials used in the manufacture of the goods and the duty paid thereon.

7. *Access to manufactory.*—The manufacturer of the goods in respect of which a refund is claimed under these rules shall give access to every part of the manufactory to any officer of the Central Government specially authorised in this behalf by the Chief Customs Officer or the Chief Customs Authority, to enable the officer so authorised to inspect the processes of manufacture and to verify by actual check or otherwise the statements made in support of the claim for refund.

[No. 34.]

M. A. RANGASWAMY, Dy. Secy.

(Department of Revenue)

CENTRAL EXCISES

New Delhi, the 24th May, 1958

G.S.R. 412.—In exercise of the powers conferred by section 37 of the Central Excises and Salt Act, 1944 (I of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the Central Excise Rules, 1944, namely:—

In rule 40 of the said Rules, the words brackets and letter “clause (a) of” occurring before the words brackets and figures “sub-rule (1) of rule 32” shall be omitted.

[No. 58.]

S. K. BHATTACHARJEE, Dy. Secy.

(Department of Revenue)

New Delhi, the 24th May 1958

G.S.R. 413.—In pursuance of rule 45 of the Fundamental Rules, the President hereby makes the following rules, namely:—

1. **Short title and application.**—(1) These rules may be called the Department of Revenue Allotment Rules, 1958.

(2) They shall apply to all residential buildings made available to the Ministry of Finance (Department of Revenue) for occupation by officers and other staff employed in the Departments of Income-tax, Customs, Central Excise, Opium and the Directorates of Inspection under the administrative control of the Ministry of Finance (Department of Revenue).

2. **Definitions.**—In these rules, unless the context otherwise requires,—

(a) “class” in relation to a residence means the class of that residence as is for the time being specified in rule 3;

(b) “emoluments”:

(i) for the purpose of allotment of a residence means pay as defined under clause (a) of sub-rule (21) of rule 9 of the Fundamental Rules, and dearness pay actually drawn by an officer;

(ii) for the purposes of recovery of rent, it has the same meaning as in rule 45-C of the Fundamental Rules.

(c) “family” means—

(i) in the case of a male officer, the wife, children, step-children, parents, brothers and sisters ordinarily residing with and wholly dependent upon the officer;

(ii) in the case of a female officer, the husband, whether dependent or not, children, step-children, parents, brothers and sisters ordinarily residing with and wholly dependent upon the officer;

(d) “family officer” means an officer who has a family;

(e) “Head of Department” in relation to officers and other staff employed in the Departments of Income-tax, Customs, Central Excise, Opium and the Directorates of Inspection means the Commissioner of Income Tax, Collector of Customs, Collector of Central Excise, Narcotics

Commissioner and Director in the concerned Department or Directorate:

Provided that in relation to officers and other staff employed in the Income-tax Department in Bombay and Calcutta, the Commissioner of Income-tax, Bombay City I, and the Commissioner of Income-tax, West Bengal, shall respectively be the Head of Department;

- (f) "post" means a post in the Department of Income-tax, Customs, Central Excise, Opium and the Directorates of Inspection;
- (g) "qualified officer" means an officer who is eligible for allotment of that class of residence which is admissible to him under rule 3;
- (h) "residence" means a residence to which these rules apply;
- (i) "subletting" includes sharing of accommodation with or without recovery of rent from the sub-lessee by the allottee, but does not include a casual guest.

3. Classes of residence.—(1) The residences shall be divided in the following classes, namely:—

(a) Delhi and towns other than Bombay and Calcutta:

I, II(a), II(b), III, IV, V, VI(a), VI(b) and VII.

(b) Bombay and Calcutta:

I, II (Special), II, III, IV, and V.

(2) Save as otherwise provided by or under these rules, residences of the various classes specified in sub-rule (1) shall be allotted to officers whose emoluments on the date of posting in the station concerned in the case of first application and on the 1st April of the year in which subsequent application for allotment is made, are as shown in the following table:—

Class of residence	Emoluments per month (Pay Range)
(a) Delhi and towns other than Bombay and Calcutta:	
VII	Rs. 2000 and above.
VI ((b)	Less than Rs. 2000 but not less than Rs. 1500/-
VI (a)	Less than Rs. 1500 but not less than Rs. 1000/-
V	Less than Rs. 1000 and but not less than Rs. 750/-
IV	Less than Rs. 750 but not less than Rs. 500/-
III	Less than Rs. 500 but not less than Rs. 250/-
II (b)	Less than Rs. 250 but not less than Rs. 150/-
II (a)	Less than Rs. 150 but not less than Rs. 55/-
I	Less than Rs. 55.
(b) Bombay and Calcutta:	
V	Rs. 1151 and above
IV	Less than Rs. 1151 but not less than Rs. 601/-
III	Less than Rs. 601 but not less than Rs. 301/-
II	Less than Rs. 301 but not less than Rs. 151/-
II special	Less than Rs. 151 but not less than Rs. 55/-
I	Less than Rs. 55/-

4. Allotment.—(1) A residence shall be allotted to a family officer, but in exceptional circumstances a residence may be allotted to a non-family officer at the discretion of the Head of the Department. Preference shall ordinarily be given to a holder of a post the duties of which require his presence in office at odd hours during day and night.

(2) Allotment shall ordinarily be made to qualified officers in the order of seniority in accordance with the pay ranges specified in rule 3.

(3) The holder of a temporary post to whom a residence is allotted shall revert to a lower class of residence as soon as one can be made available for him, if he is at any time reverted to a lower post not entitling him to the class of residence allotted and this shall be an express condition of the allotment.

5. Determination of seniority.—The seniority of qualified officers for the purpose of allotment of residences shall be determined by the date of reaching the qualifying limit of pay prescribed for each class of residence under these rules,

irrespective of whether the officer holds a permanent or temporary post. When more than one officer is entitled to a particular class of accommodation and the number of residences available in that class is less than the number of officers eligible, the residences shall be allotted according to the *inter se* seniority of officers determined by the length of their period of continuous stay at the station concerned, counting it only from the date of reaching the particular pay range concerned; provided that the Head of Department concerned may give such weightage in seniority over local officers to an officer who comes on transfer from an outside station, as he thinks fit in the circumstances of each case.

6. House rent allowance can be drawn in certain cases.—When an officer does not want to accept an allotment other than an allotment to which the provisions of rule 10 apply, and if there are other similarly qualified officers willing to accept the allotment, he may be allowed to draw the house rent allowance admissible to him, under specific orders of the Central Government.

7. Allotment of residences to officers of the next lower class.—When there are not sufficient qualified officers for a residence, the Head of Department may allot the residence to an officer qualified for the next lower class. But when the number of residences of a particular class is less than the number of officers eligible and the accommodation of a lower class is available, the officers shall be offered the lower class of accommodation.

8. Application for allotment.—Notwithstanding the provisions of rule 10, every officer who desires to have an allotment made, or continued, under these rules shall, in addition to his first application in this behalf, which shall be made within one month of reporting for duty at a particular station, submit an application every year in the manner prescribed in Schedule 'A', to the Head of Department so as to reach him not later than 1st March each year.

9. Allotment by the Head of Department.—The allotment shall be made by the Head of Department concerned on the basis of applications of qualified officers eligible for a particular class of accommodation. He shall maintain a list in respect of each class of residence available for allotment.

10. Compulsory allotment, occupation, and payment of rent in respect of residences specially constructed for the holders of certain specified posts.—Whenever a suitable residence has been constructed by the Government for the incumbents of certain specified posts at specified station or stations, that residence shall be allotted to the incumbent of that specified post, and it shall be obligatory on that officer to occupy the residence in question and pay rent at the prescribed rate provided he is not entitled to a rent free accommodation.

11. Breaks to be counted for determination of seniority.—The breaks in continuous stay occasioned by any period or periods of duty specified below shall also count for determining seniority of an officer's stay at a particular station at which he is eligible for allotment.

(i) Special duty in the headquarter's office of the Central Board of Revenue.

(ii) Periods of special duty in any Directorate of Inspection.

(iii) Any other duty specified in this behalf by the Central Government.

12. Eligibility for allotment of Government accommodation to an officer owning a house in the station of his duty.—Notwithstanding anything contained in these rules, no officer shall be eligible for allotment of a residence under these rules, or if he is already in occupation of a residence to its continued retention, if (i) in the case of a male officer, his wife, any dependent child, father, mother or any other dependent relation, and (ii) in the case of a female officer, she, her husband, any dependent child or any of the dependent relation, owns or has since the allotment of a residence become the owner in full or part, of a house, which, in Delhi or New Delhi, is located within six miles of the place of his duty, and in other stations is located within the municipal limits, and in which he can, in the opinion of the Head of Department concerned, reside consistently with his official position and without undue inconvenience either to himself or herself or to the owner thereof. However, a residence may be allotted or re-allotted to an officer, if the house (i) in the case of a male officer, owned by him, his wife, any dependent child or by his father, mother or any other dependent relation, and (ii) in the case of a female officer, owned by her, her husband, and dependent child or any other dependent relation, has been requisitioned by the Government or given out on lease before the posting of an officer to the station concerned and the Head of the Department is satisfied that it is not possible for the lessor for reasons beyond his control to obtain vacant possession of the house.

13. Occupation.—An officer to whom an allotment of a residence has been made shall accept the allotment within five days after the date of allotment and move to that residence within eight days after the date of allotment. If the officer fails to do so, he shall forfeit his claim to that residence and shall not be eligible for another allotment for a period of six months from the said date.

14. Allotment to be effective from the date of acceptance.—An allotment of a residence shall be effective from the date on which it is accepted by the officer concerned and shall continue until—

- (a) it is cancelled under these rules by the Head of Department, or
- (b) it is surrendered by the officer concerned, or
- (c) the officer concerned ceases to occupy the residence:

Provided that an officer who goes on leave or on temporary transfer, may, with the previous approval of the Head of Department, retain the allotment—

- (i) in the case of leave on average pay preparatory to retirement for a minimum period of one month and a maximum of four months,
- (ii) in case of any other leave for a period not exceeding eight months,
- (iii) in case of temporary transfer, for a period not exceeding four months, subject to the condition that in cases of (ii) and (iii) the officer is likely to return, on the expiry of that period, to the same station.

15. Surrender of residence.—An officer may at any time surrender an allotment made to him under these rules other than an allotment to which provisions of rule 10 apply, and if he does so—

- (a) he shall not retain any right on the particular residence allotted to him,
- (b) he shall give a written notice of his intention of surrendering the residence at least ten days before the date of the vacation of the residence. If he fails to do so, rent for ten days or for the period by which it falls short of ten days shall be charged,
- (c) he shall not draw any house rent allowance unless specifically sanctioned by the Government.

16. Cancellation of allotment on retirement, resignation, etc.—If an officer to whom a residence has been allotted retires, resigns, or is dismissed or removed from service, the allotment shall be cancelled with effect from one month after the date of his retirement, resignation, dismissal or removal as the case may be, or with effect from any date after such dismissal, removal or retirement on which the residence is actually vacated, whichever is earlier.

17. Cancellation of allotment in the event of allottee's death.—If an officer to whom a residence is allotted dies, the allotment shall be cancelled with effect from two months after the date of the officer's death or with effect from any date after such death on which the residence is actually vacated, whichever is earlier.

18. Subletting.—No officer shall sublet a residence allotted to him or any portion thereof, or any of the out-houses, appurtenant thereto except with the permission of the Head of Department. If an officer sublets a residence allotted to him or any portion thereof or any of the outhouses, appurtenant thereto without the permission of the Head of Department, he shall without prejudice to any other disciplinary action that may be taken against him, be charged full standard rent of the residence under rule 45-B of the Fundamental Rules for the period of such subletting.

19. Liability for rent.—The liability for rent shall commence from the date of occupation of the residence or from the eighth day after the date of allotment of the residence, whichever is earlier.

20. Allottee's responsibility to the damage to the residence, furniture etc.—An officer to whom a residence has been allotted shall be personally responsible for the rent thereof and for any damage, beyond fair wear and tear, caused thereto or to the furniture or services provided therein by Government during the period for which residence has been or remains allotted to him.

21. Surety Bond to be executed by Temporary Government Servants.—Where the officer to whom a residence has been allotted is a temporary Government servant, he shall furnish a surety bond in the form specified in Schedule 'B' to these rules with a surety who shall be a permanent Government servant for due

payment of all rent and other charges payable by him in respect of such residence. If the surety to the bond dies, retires from service, becomes insolvent or ceases to be available for any reason, the officer shall furnish another surety to the bond within ten days from the date such an event comes to his knowledge, and if he fails to do so the allotment of the residence shall be cancelled, unless otherwise decided by the Head of the Department.

22. Inventory of the furniture and fittings.—An officer to whom a residence has been allotted shall be required, when he enters into occupation of, and when he vacates the residence, to sign an inventory of the furniture and fittings.

23. Trees or shrubs not to be cut down.—An officer to whom a residence has been allotted shall not permit trees or shrubs in the premises to be cut down or lopped save with the permission of the Head of the Department.

24. Breach of rules.—If an officer to whom a residence has been allotted commits any breach of these rules or makes any improper use of the premises, or furnishes knowingly incorrect information in any application or written statement with a view to securing the allotment, the Head of the Department may, without prejudice to any other disciplinary action, that may be taken against him—

- (a) require him to vacate the residence and/or to pay rent under rule 45-B of the Fundamental Rules with effect from the date specified in the order;
- (b) declare him to be ineligible for a fresh allotment for a specified period. For the purposes of this rule, improper use shall include
 - (i) erecting unauthorised structures in any part of the residence,
 - (ii) using the residence or a portion thereof for purposes other than those for which they are meant, and
 - (iii) unauthorised extension from electric and water connections and tampering therewith.

25. Occupation of residences after cancellation of an allotment.—where, after the cancellation of an allotment under these rules, the residence continues to be occupied by an officer to whom it was allotted or by any one claiming through him, full standard rent of the residence in accordance with Government of India decision No. (2) below rule 45-B of the Fundamental Rules or twice the standard rent under rule 45-A of the said rules, or 15 per cent. of the officers emoluments whichever is the highest, shall be charged for the period of such occupation.

26. Recovery of rent.—The Heads of Departments/Heads of Offices shall ensure that recoveries on account of rent for Government residences are effected regularly from the emoluments of the Government servants concerned in accordance with the provisions of rule 45-A of the Fundamental Rules and the subsidiary rules made thereunder and the receipt credited to the appropriate revenue Head.

27. Delegation of powers.—The Head of the Department may delegate any of the powers, or functions conferred upon him by these rules to any officer under his control subject to such conditions as he may deem fit.

28. Relaxation of rules.—The President may, for reasons to be recorded in writing, relax any or all the provisions under these rules in the case of any officer or residence or class of officers or residences.

29. Interpretation of rules.—If any question arises as to the interpretation of these rules or any of the provisions under these rules, the decision of the President shall be final.

SCHEDULE A

(Rule 8)

GOVERNMENT OF INDIA

Form of application for officers of Income Tax/Customs/Central Excise Departments for allotment of residences for the year commencing 1st April 195

1. Name :—Mr./Mrs./Miss
(in block letters)
2. Qualifying appointment held
3. Class to which entitled (Rule 3)

4. Priority date (Rule 5)
5. Particulars of the permanent post, if any, held by the Officer substantively.....
6. Date of posting in case of first application.....
7. Emoluments on 1st April of the year of application or, in the case of first application on the date of qualifying posting.

(a) Basic Pay (b) Special pay, if any (c) Dearness pay (d) Pension, if any in receipt of and if drawn in addition to basic pay (applicable to officers retired and re-employed)	}
--	---
- Total
8. The date from which the emoluments at (7) above are being drawn.....
9. Name and Station of the Accounts or Treasury Office at which the salary bills of the officer are presented.....
10. Particulars of Government residence allotted on the date of application.....
 - (a) House No. and locality
 - (b) Class.
11. (For officers not allotted any Government accommodation). Particulars of residence Government or Private, occupied on date of application
12. Whether the Officer is entitled to rent free accommodation.....
13. Whether the Officer desires the allotment of a residence during this year.....
14. Whether the Officer is a family or single Officer [Rule 2(d)].
15. If family officer, details of the members of family including self, should be given below:—

Sl. No.	Name	Age	Relation-ship	Profession, if any	Whether entirely dependent on the officer	Remarks
---------	------	-----	---------------	--------------------	---	---------

1.
2.
3.
4.
5.
6.
7.

An extension sheet may be pasted here if there are more than seven members in the family.

16. Date from which accommodation is required, if not required immediately.....
17. Particulars of residence and/or locality desired in order of preference, if any.

(i) (ii) (iii) (iv)	}
------------------------------	---
18. Whether the officer, his wife/her husband child (ren) parents or any other relation dependent on him/her own a house in the station of his/her duty (Rule 12)
19. Whether the officer is debarred from Government accommodation. If so, state the period

(The certificate below is required only in the case of temporary Government servants who have already been allotted Government residences against the production of a surety bond from a permanent Government servant).

CERTIFICATE FROM THE SURETY HOLDING SUBSTANTIVELY A PERMANENT APPOINTMENT UNDER THE GOVERNMENT OF INDIA OR UNDER THE STATE GOVERNMENT OF.....

Certified that I [Shri..... (Name in Block letters)] am still in permanent Government service under the Government of India/State Government of.....

Signature

Designation

Office

N.B.—No application of any temporary Government servant who has been allotted a Government residence should be considered unless this clause has been filled in. In case the officer now filling this column is different from the one who stood surety for the applicant-officer, fresh surety bond duly executed should be sent along with the application form.

Declaration

(To be completed by all Officers)

Certified that I have read the rules governing the allotment of residences (*i.e.* Department of Revenue Allotment Rules 1958 as amended to date) and declare that the particulars given by me above are correct and that the allotment to be made to me or already made to me shall be subject to these rules and subsequent amendments, if any, thereto. I also undertake not to sublet the residence wholly or in part without the prior approval in writing of the Head of Department. When the residence is no longer required by me or I cease to be entitled to it, I shall be responsible for handing over its vacant possession to the Income-tax /Customs/Central Excise etc. Department, and until such vacant possession is delivered, rent and other charges in respect of the residence shall be recoverable from me.

Signature

Designation

Dated

Office to which attached.....

FOR USE IN HEADQUARTERS OFFICE

Particulars of residence
allotted

Dated initials of the Clerk

Dated initials of the Office Superintendent

Dated initials of the Head of the Department.....

SCHEDULE B

(Rule 21)

Surety Bond

I, Shri _____, son of _____, at present employed as _____ in the _____ hereby stand surety (which expression shall include my heirs, executors and administrators) to the President of India (hereinafter called "the Government" which expression includes his successors and assignees) for payment by Shri _____, at present employed as _____, of rent and other dues in respect of residence now allotted to him by the Government as also for any residence that may be allotted to him from time to time by the Government.

I, the surety, hereby undertake to indemnify the Government against all loss and damage that may be sustained by or caused to the Government by reason of allotment of residence to the said _____ until delivery of vacant possession of the same is made to the Government. I, the surety, hereby further undertake to pay to the Government forthwith on demand by the Government and without any demur all such sums as may be due to the Government as aforesaid and I hereby agree that the Government shall be at liberty (and is hereby irrevocably authorised to do so) to recover the said sums from the salary payable to me and the decision of the Government as to the amount so to be recovered shall be final and binding on me.

The above obligations undertaken by me shall not be discharged or in any way effected by any extension of time or any other indulgence granted by the Government to the said Shri (Name of allottee) _____, or by any other matter or thing whatsoever which under the law relating to sureties would but for this provision have the effect of so releasing me from my such liability. This guarantee shall not be revocable at any time or discharged by my death so long as the said Shri (Name of allottee) _____ continues to be in occupation of any such residence, servants' quarter, and/or garage.

The Government have agreed to bear the stamp duty, if any, payable on this document.

Signed and delivered by
the said _____
at _____, the day of _____ 195
in the presence of:—
Signature,
Address and Occupation
of witness,

(Signature of Surety)
Designation
Office to which attached.

Certified that the above surety is a permanent Government Servant

Signature of the Head of the Deptt.
or the office in which Surety is employed.

Accepted

Sd./— _____
For and on behalf of the President of India.

[No. 1/37/56-Ad.VIII.]

P. S. KAICKER, Under Secy.

CENTRAL BOARD OF REVENUE

EXPENDITURE-TAX

New Delhi, the 20th May 1958

G.S.R. 414.—In exercise of the powers conferred by section 41 of the Expenditure-tax Act, 1957 (29 of 1957), the Central Board of Revenue hereby makes the following amendments in the Expenditure-tax Rules, 1958, namely:—
In the said Rules,—

- (1) rule 8 shall be omitted, and rule 9 shall be re-numbered as rule 8;
- (2) after rule 8, as so re-numbered, the following rules shall be inserted, namely:—

"Application under section 20 for settlement of tax.—(1) Every application under section 20 by an assessee who is in receipt of sums guaranteed or assured by the Central Government as his privy purse, for the settlement of the tax payable by him under the Act for any assessment year shall be in Form J, and shall be accompanied by a statement of income and expenditure in Form K.

- (2) The application referred to in sub-rule (1) in respect of any assessment year shall be sent to the Deputy Secretary to the Government of India, Ministry of Finance (Department of Revenue), New Delhi, so as to reach him, in respect of the assessment year 1958-59, on or before the 31st day of July 1958, and in respect of any subsequent assessment year, on or before the 30th day of June of that year:

Provided that the Central Government may admit an application after the due date aforesaid, if it is satisfied that the assessee was prevented by sufficient cause from making the application on or before the due date aforesaid.

10. *"Statement to be furnished by certain persons in receipt of privy purse.—*Every person in receipt of privy purse, who does not apply to the Central Government under section 20, shall, in addition to

the return in Form A required to be submitted by him, furnish to the Expenditure-tax Officer a statement in Form L which shall be verified in the manner specified therein.—

11. "Verification by whom to be signed.—Verification for the purposes of these Rules shall be signed:

- (a) if the person is an individual, by the individual himself; and
(b) if the person is a Hindu undivided family, by the Karta."

- (3) after Form I, the following Forms shall be inserted, namely:—

"FORM J

[See rule 9(1)]

APPLICATION UNDER SECTION 20 OF THE EXPENDITURE-TAX ACT, 1957, FOR SETTLEMENT
(Applicable to a person in receipt of privy purse from the Central Government)

Place
Date

To

The Deputy Secretary to the Government of India, Ministry of Finance
(Department of Revenue),
New Delhi.

Sir,

I of being a person in receipt of a privy purse guaranteed or assured by the Central Government, hereby apply under section 20 of the Expenditure-tax Act, 1957, for the settlement of the expenditure-tax payable by me for the assessment year.....

2. I received a sum of Rs. as privy purse during the previous year ended My net income, from all other sources, after deduction of the taxes payable in respect thereof, amounted to Rs.

3. I enclose a statement of income and expenditure as per Form K.

4. I request a settlement of the expenditure-tax payable by me for the assessment year

5. I hereby agree to abide by such assessment as may be made by the Central Government.

Yours faithfully,,

(Signature of the applicant)

FORM K

[See rule 9(1)]

[STATEMENT OF INCOME AND EXPENDITURE.]

Expenditure-tax assessment year.....
Previous year commencing on.....and ending on.....
Name of assessee.....
Address.....

PART I

Statement of aggregate net income from all sources during the previous year

- A. Amount received as privy purse under article 291 of the Constitution.
- B. (1) Total income during the previous year assessed or assessable under the Income-tax Act:
- (2) Income-tax and super-tax actually paid or payable on item (1):

- | | |
|-----------------------------------|-------|
| (3) Net income: | |
| [Item (1) minus item (2)] | ..... |
| C. (1) Total income from agri- | |
| culture during the pre- | |
| vious year: | ..... |
| (2) Any tax payable on item | |
| (1): | ..... |
| (3) Net income: | |
| [Item (1) minus item (2)] | ..... |
| D. All income from any source not | |
| included in categories A, B and | |
| C: | ..... |
| E. Total of A+B(3)+C(3)+D: | ..... |

PART II

Statement of expenditure exempt under section 5

A. Any expenditure incurred—

- | | |
|--------------------------------|-------|
| (a) in connection with the | |
| acquisition of any immov- | |
| able property or in the | |
| construction, repair, mainte- | |
| nance or improvement of | |
| any immovable property | |
| belonging to the assessee; | ..... |
| (b) by way of investment in | |
| deposits, loans, shares, | |
| securities, bullion, precious | |
| stones or jewellery; | ..... |
| (c) in the purchase of— | |
| (i) products of cottage | |
| industries in India; | ..... |
| (ii) books; | ..... |
| (iii) works of art; | ..... |
| (subject to the rules, if any, | |
| made by the Central Gov- | |
| ernment in this behalf); | |
| (d) by way of, or in respect | |
| of, any gift, donation, or | |
| settlement on trust or other- | |
| wise for the benefit of any | |
| other person; | ..... |
| (e) in the purchase of mainte- | |
| nance of live-stock; | ..... |
| (f) for any public purpose of | |
| a charitable or religious | |
| nature; | |
| (i) within India, | ..... |
| (ii) outside India; | ..... |
| (g) in connection with any | |
| election to any legislative, | |
| municipal or other public | |
| authority in India for which | |
| the assessee or any of his | |
| dependants is a candidate. | ..... |

- B. Any expenditure incurred out of the privy purse for meeting any expenses in respect of—
- | | |
|----------------------------|-------|
| (i) the maintenance of any | |
| member of his retinue and | |
| the payment of salaries, | |
| allowances and pensions to | |
| members of his staff or to | |
| persons who have retired | |
| from his service; | ..... |

- (ii) the maintenance of any one building declared by the Central Government as his official residence under paragraph 13 of the Merged States (Taxation Concessions) Order, 1949, or paragraph 15 of the Part B States (Taxation Concessions) Order, 1950;
- (iii) the maintenance of any conveyances or animals for official purposes;
- (iv) the maintenance of any relatives dependent on him for maintenance;
- (v) the performance of any official ceremonies;

TOTAL

C. Any other exempt expenditure incurred on items not included in A and B above.

TOTAL exempt expenditure (i.e. A+B+C).

VERIFICATION

I, declare that to the best of my knowledge and belief, the information given in Parts I and II of this Form is correct.

Signature.....
Address.....

Place.....
Date.....

FORM L

(See rule 10)

[Statement of expenditure, not being personal expenditure, incurred out of private purse and exempt under section 5(q) of the Expenditure-tax Act, 1957.]

Amount of expenditure* for meeting expenses in respect of:—

- (i) the maintenance of any member of his retinue and the payment of salaries, allowances and pensions to members of his staff or to persons who have retired from his service;
- (ii) the maintenance of any one building declared by the Central Government as his official residence under paragraph 13 of the Merged States (Taxation Concessions) Order, 1949, or paragraph 15 of the Part B States (Taxation Concessions) Order, 1950;
- (iii) the maintenance of any conveyances or animals for official purposes;
- (iv) the maintenance of any relatives dependent on him for maintenance;

(v) the performance of any
official ceremonies:

TOTAL

[To be shown in item (q) in annexure III of Form A]

VERIFICATION

I declare that to the best of my knowledge and belief the information given in this Form is correct.

Place.....

Date.....

Signature.....

Address....."

*Note.—Full details of the expenditure should be set out in an annexure duly signed.

Explanatory Note

[This note is not a part of the above Notification and merely explains its effect in plain language.]

Rule 9.—This rule prescribes the form of application for settlement of the Expenditure-tax liability, which is permitted in certain cases under section 20 of the Act.

Rule 10.—This rule provides for certain additional information to be furnished by persons in receipt of privy purse.

[No. E.T.-2.]

N. SRINIVASAN, Secy.

ERRATUM

In the Ministry of Finance (Department of Revenue), Notification No. 134-Customs, dated 10th May, 1958, published in the Gazette of India, Part II—Section 3(1), as G.S.R. 325, the following correction is to be made:—

Page 235 for the existing first line—read "under the head B—Government Departments, serial number 29 and the".